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| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 5000-0107PUS1 |
| INTERNATIONAL APPLICATION NO. PCT/EP03/05949 | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/516674 |
| INTERNATIONAL FILING DATE 6 June 2003 | | PRIORITY DATE CLAIMED 20 June 2002 |
| TITLE OF INVENTION FUNGICIDAL MIXTURES BASED ON BENZAMIDEOXIME DERIVATIVES, BENZOPHENONES AND ON AN AZOLE | | |
| APPLICANT(S) FOR DO/EO/US Eberhard AMMERMANN; Reinhard STIERL; Ulrich SCHOFEL; Siegfried STRATHMANN; Klaus SCHELBERGER; Maria SCHERER; and Egon HADEN | | |

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: PCT/IPEA/409; PCT/ISA/220; PCT/ISA/210

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

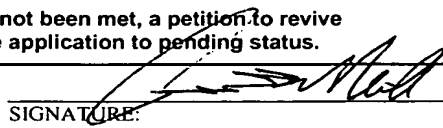
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| U.S. APPLICATION NO. (if known see 37 CFR 1.51) <div style="font-size: 2em; font-weight: bold; text-align: center;">10/516674</div> | INTERNATIONAL APPLICATION NO. PCT/EP03/05949 | ATTORNEY'S DOCKET NUMBER 5000-0107PUS1 |
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| 21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1110.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$950.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$790.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$750.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT = Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)). | CALCULATIONS PTO USE ONLY <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">\$ 950.00</td> <td style="width: 50%;"></td> </tr> <tr> <td>\$</td> <td></td> </tr> </table> | \$ 950.00 | | \$ | |
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| \$ | | | | | |

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | | | |
|--|--------------|--------------|--|------------------------|----|-----------------------|----|
| Total claims | 15-20 = | | x | | | | |
| Independent claims | 1-3 = | | x | | | | |
| MULTIPLE DEPENDENT CLAIM(s) (if applicable) | | | + 300.00 | | | | |
| TOTAL OF ABOVE CALCULATIONS = | | | \$ 1,250.00 | | | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | \$ | | | | |
| SUBTOTAL = | | | \$ 1,250.00 | | | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). | | | \$ | | | | |
| TOTAL NATIONAL FEE = | | | \$ 1,250.00 | | | | |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | \$ 40.00 | | | | |
| TOTAL FEES ENCLOSED = | | | \$ 1,290.00 | | | | |
| | | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Amount to be refunded:</td> <td style="width: 50%;">\$</td> </tr> <tr> <td>Amount to be charged:</td> <td>\$</td> </tr> </table> | Amount to be refunded: | \$ | Amount to be charged: | \$ |
| Amount to be refunded: | \$ | | | | | | |
| Amount to be charged: | \$ | | | | | | |

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| a. <input checked="" type="checkbox"/> A check in the amount of \$ 1,290.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2448. A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | |
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NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive
(37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

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| SEND ALL CORRESPONDENCE TO: CUSTOMER NUMBER: 02292 December 6, 2004 /clb |  SIGNATURE: Andrew D. Meikle NAME 32,868 REGISTRATION NUMBER |
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